



General Assembly

February Session, 2002

**Amendment**

LCO No. 4327

\*SB0038004327HD0\*

Offered by:

REP. FLEISCHMANN, 18<sup>th</sup> Dist.  
REP. O'ROURKE, 32<sup>nd</sup> Dist.  
REP. AMANN, 118<sup>th</sup> Dist.  
REP. CARUSO, 126<sup>th</sup> Dist.  
REP. DONOVAN, 84<sup>th</sup> Dist.  
REP. FLAHERTY, 8<sup>th</sup> Dist.  
REP. FONTANA, 87<sup>th</sup> Dist.  
REP. GERAGOSIAN, 25<sup>th</sup> Dist.  
REP. GIANNAROS, 21<sup>st</sup> Dist.  
REP. GREEN, 1<sup>st</sup> Dist.  
REP. JANOWSKI, 56<sup>th</sup> Dist.  
REP. KEELEY, 125<sup>th</sup> Dist.  
REP. LAWLOR, 99<sup>th</sup> Dist.

REP. MARTINEZ, 95<sup>th</sup> Dist.  
REP. MARTINEZ, 128<sup>th</sup> Dist.  
REP. MEGNA, 97<sup>th</sup> Dist.  
REP. MERRILL, 54<sup>th</sup> Dist.  
REP. MURPHY, 81<sup>st</sup> Dist.  
REP. PAWELKIEWICZ, 49<sup>th</sup> Dist.  
REP. NEWTON, 124<sup>th</sup> Dist.  
REP. REINOSO, 130<sup>th</sup> Dist.  
REP. SAYERS, 60<sup>th</sup> Dist.  
REP. SPALLONE, 36<sup>th</sup> Dist.  
REP. WALKER, 93<sup>rd</sup> Dist.  
REP. WALLACE, 109<sup>th</sup> Dist.

To: Subst. Senate Bill No. 380

File No. 325

Cal. No. 360

**"AN ACT AUTHORIZING A DEMONSTRATION PROJECT FOR  
THE USE OF ELECTRONIC EQUIPMENT FOR THE CASTING AND  
COUNTING OF BALLOTS AND PROHIBITING THE USE OF  
PUNCH-CARD VOTING MACHINES."**

1 After line 63, insert the following:

2 "Sec. 3. (NEW) (*Effective January 1, 2003*) (a) As used in this section  
3 and section 9-261 of the general statutes, as amended by this act,  
4 "election day" means the day on which a regular election, as defined in

5 section 9-1 of the general statutes, is held after the State Elections  
6 Enforcement Commission certifies the completion of the state-wide  
7 centralized voter registration system to the General Assembly  
8 pursuant to section 5 of this act.

9 (b) Notwithstanding the provisions of chapter 143 of the general  
10 statutes, a person who (1) is not an elector and does not have a  
11 pending application for admission as elector under said chapter 143,  
12 and (2) meets the eligibility requirements under subsection (a) of  
13 section 9-12 of the general statutes, may apply for admission as an  
14 elector on election day.

15 (c) Any such application shall be made in accordance with the  
16 provisions of section 9-20 of the general statutes, provided (1) the  
17 applicant shall appear in person at the office of the registrars of voters  
18 on election day, (2) an applicant who is a student enrolled at an  
19 institution of higher education may submit a current photo  
20 identification card issued by said institution in lieu of the identification  
21 required by said section 9-20, and (3) the applicant shall declare under  
22 oath that the applicant is not, to the applicant's knowledge, already  
23 properly admitted as an elector and has not previously voted in the  
24 election. If the information that the applicant is required to provide  
25 under section 9-20 of the general statutes and this section does not  
26 include proof of the applicant's residential address, the applicant shall  
27 also submit a United States passport, a military identification card, a  
28 learner's permit or a utility bill that has the applicant's name and  
29 current address and is due within thirty days after the election or, in  
30 the case of a student enrolled at an institution of higher education, a  
31 registration or fee statement from such institution that has the  
32 applicant's name and current address. If the registrars determine that  
33 an applicant is qualified and admit the applicant as an elector, the  
34 registrars shall give the applicant a notice of acceptance which  
35 indicates the applicant's voting district and polling place. A notice of  
36 acceptance shall be on a form designed to prevent forgery or  
37 counterfeiting, as prescribed by the Secretary of the State. The  
38 registrars shall check the state-wide centralized voter registration

39 system before admitting an applicant as an elector in order to  
40 determine whether the applicant is an elector in another municipality  
41 in the state.

42 (d) Not later than seven days after each election day, the registrars  
43 of voters shall send a confirmation to the residential address of each  
44 applicant who is admitted as an elector on election day under this  
45 section. Such confirmation shall be sent by first-class mail with  
46 instructions on the envelope that it be returned if not deliverable at the  
47 address shown on the envelope. If a confirmation is returned  
48 undelivered, the registrars shall refer the matter to the State Elections  
49 Enforcement Commission which shall immediately conduct an  
50 investigation.

51 Sec. 4. Subsection (a) of section 9-261 of the general statutes is  
52 repealed and the following is substituted in lieu thereof (*Effective*  
53 *January 1, 2003*):

54 (a) In each primary, election or referendum, when an elector has  
55 entered the polling place, [he] the elector shall (1) announce [his] the  
56 elector's street address, if any, and [his] the elector's name to the  
57 checkers in a tone sufficiently loud and clear as to enable all the  
58 election officials present to hear the same, and (2) (A) present to the  
59 checkers [his] the elector's Social Security card or any other preprinted  
60 form of identification which shows [his] the elector's name and either  
61 [his] the elector's address, signature or photograph, or (B) sign a  
62 statement under penalty of false statement, on a form prescribed by  
63 the Secretary of the State, that [he] the elector is the elector whose  
64 name appears on the official checklist. Each of the checkers shall check  
65 the name of such elector on the official checklist. In the case of an  
66 elector who is admitted on election day under section 1 of this act, the  
67 elector shall also present to the moderator the notice of acceptance  
68 given to the elector under said section 1, and the moderator shall add  
69 the elector's name and address to the official checklist on such day and  
70 the elector shall be allowed to vote if otherwise eligible to vote. As  
71 used in this section, "election day" has the same meaning as "election

72 day", as defined in section 3 of this act.

73       Sec. 5. (NEW) (*Effective January 1, 2003*) Upon determining that the  
74 state-wide centralized voter registration system is fully completed and  
75 operational and that all municipalities in the state are participating in  
76 said system, the State Elections Enforcement Commission shall certify  
77 such completion to the General Assembly.

78       Sec. 6. Section 9-158a of the general statutes is repealed and the  
79 following is substituted in lieu thereof (*Effective January 1, 2003, and*  
80 *applicable to elections held after the State Elections Enforcement Commission*  
81 *makes the certification required under section 5 of this act*):

82       As used in sections 9-139c, 9-140b, 9-158a to 9-158m, inclusive, and  
83 9-307:

84       (1) "Federal election" means any general or special election or any  
85 primary held solely or in part for the purpose of selecting, nominating  
86 or electing any candidate for the office of president, vice president,  
87 presidential elector, member of the United States Senate or member of  
88 the United States House of Representatives;

89       (2) "Former resident" means a person who was a bona fide resident  
90 of a town in this state and who has [~~removed~~] moved from that town  
91 to another state less than thirty days before the day of a presidential  
92 election and who for that reason is unable to register to vote in the  
93 election in [~~his~~] said person's present [~~town or~~] state of residence;

94       (3) "Overseas elector" means any person permitted to vote pursuant  
95 to subsection (b) of section 9-158b;

96       (4) "Presidential election" means an election at which electors of  
97 President and Vice-President are elected;

98       (5) "Resident" means a bona fide resident of a town in this state;

99       (6) "State" includes any of the several states, the District of  
100 Columbia, the Commonwealth of Puerto Rico, Guam and the Virgin

101 Islands; and

102 (7) "United States" includes the several states, the District of  
103 Columbia, the Commonwealth of Puerto Rico, Guam and the Virgin  
104 Islands, but does not include American Samoa, The Canal Zone, the  
105 trust territory of the Pacific Islands or any other territory or possession  
106 of the United States.

107 Sec. 7. Subsection (a) of section 9-158b of the general statutes is  
108 repealed and the following is substituted in lieu thereof (*Effective*  
109 *January 1, 2003, and applicable to elections held after the State Elections*  
110 *Enforcement Commission makes the certification required under section 5 of*  
111 *this act*):

112 (a) Each citizen of the United States who is at least eighteen years of  
113 age, is a [resident or] former resident and [who] has not forfeited [his]  
114 said citizen's electoral privileges because of a disfranchising crime,  
115 may vote for presidential and vice-presidential electors, but for no  
116 other offices, in the town in this state in which [he resides, or] said  
117 citizen formerly resided in the manner provided in sections 9-158c to 9-  
118 158m, inclusive, as amended by this act.

119 Sec. 8. Subsection (a) of section 9-158c of the general statutes is  
120 repealed and the following is substituted in lieu thereof (*Effective*  
121 *January 1, 2003, and applicable to elections held after the State Elections*  
122 *Enforcement Commission makes the certification required under section 5 of*  
123 *this act*):

124 (a) Not earlier than forty-five days before the election and not later  
125 than the close of the polls on election day, each [resident, or] former  
126 resident who desires to vote in a presidential election under sections 9-  
127 158a to 9-158m, inclusive, as amended by this act, may apply for a  
128 "presidential ballot" to the municipal clerk of the town in which [he]  
129 said former resident is qualified to vote on the form prescribed in  
130 section 9-158d, as amended by this act. Application for a "presidential  
131 ballot" may be made in person or absentee, in the manner provided for  
132 applying for an absentee ballot under section 9-140, except as provided

133 in said sections 9-158a to 9-158m, inclusive.

134 Sec. 9. Subsection (a) of section 9-158d of the general statutes is  
135 repealed and the following is substituted in lieu thereof (*Effective*  
136 *January 1, 2003, and applicable to elections held after the State Elections*  
137 *Enforcement Commission makes the certification required under section 5 of*  
138 *this act*):

139 (a) The application for a presidential ballot shall be a form signed in  
140 duplicate by the applicant under penalty of false statement in absentee  
141 balloting, which shall provide substantially as follows:

142 To the Town Clerk of the Town of .... Connecticut

143 I, the undersigned, declare under penalty of false statement in  
144 absentee balloting that the following statements are true:

145 1. I am a citizen of the United States.

146 2. I have not forfeited my electoral privileges because of conviction  
147 of a disfranchising crime.

148 3. I was born on ...., and on the day of the next presidential election,  
149 I shall be at least 18 years of age. [Check and complete 4 or 5,  
150 whichever applies:]

151 [4. RESIDENT. I am a bona fide resident of the above town, to  
152 which I am making this application, and I reside at .... Street. I moved  
153 to said town on the .... day of ...., 20... Before becoming a resident of  
154 said town, I resided at .... Street, in the Town of .... County of ...., State  
155 of ....]

156 [5.] 4. FORMER RESIDENT. I am a former resident of the above  
157 town, to which I am making this application, and resided at .... Street  
158 therein. I moved from such town to my present town of residence on  
159 the .... day of ...., 20.., being within thirty days before the date of the  
160 next presidential election, and for that reason I cannot register to vote  
161 in said presidential election in my present town of residence. I am now

162 a bona fide resident of the Town of ..., in the state of ..., now residing  
163 at ... Street therein.

164 [6.] 5. I hereby apply for a "presidential ballot" for the election to be  
165 held on ..., 20... I have not voted and will not vote otherwise than by  
166 this ballot at that election. I am not eligible to vote for electors of  
167 President and Vice-President [in any other town in Connecticut or] in  
168 any other state.

169 [7.] 6. The said ballot is to be given to me personally mailed to me at  
170 .... (bona fide mailing address)

171 Dated at ..., this ... day of ... 20...

172 .... (Signature of applicant)

173 Sec. 10. Subsection (a) of section 9-158e of the general statutes is  
174 repealed and the following is substituted in lieu thereof (*Effective*  
175 *January 1, 2003, and applicable to elections held after the State Elections*  
176 *Enforcement Commission makes the certification required under section 5 of*  
177 *this act*):

178 (a) Upon receipt of an application for a presidential ballot under  
179 sections 9-158a to 9-158m, inclusive, as amended by this act, the clerk,  
180 if satisfied that the application is proper and that the applicant is  
181 qualified to vote under said sections, shall forthwith give or mail to the  
182 applicant, as the case may be, a ballot for presidential and vice-  
183 presidential electors for use at the election and instructions and  
184 envelopes for its return. At such time the clerks shall also mail a  
185 duplicate of the application to the appropriate official of [(1) the state  
186 or the town in this state in which the applicant last resided in the case  
187 of an applicant who is a resident, or (2)] the state [or the town in this  
188 state] in which the applicant now resides. [in the case of an applicant  
189 who is a former resident.]

190 Sec. 11. Section 9-158j of the general statutes is repealed and the  
191 following is substituted in lieu thereof (*Effective January 1, 2003, and*

192 *applicable to elections held after the State Elections Enforcement Commission*  
193 *makes the certification required under section 5 of this act):*

194     Upon receipt of an application for a "Presidential Ballot" or  
195 "Overseas Ballot" the town clerk shall forthwith notify the registrars of  
196 voters of the applicant's name, with a notation designating [him] the  
197 applicant as a person voting for presidential and vice-presidential  
198 electors or federal offices only. If the name of a presidential voter [who  
199 is a former resident] appears on the registry list, the registrars shall  
200 insert the letters "pf" in the margin preceding [his] the voter's name.  
201 The registrars shall prepare a list of names and addresses of  
202 presidential voters and overseas electors whose names do not appear  
203 on the registry list, for each voting district, which list shall accompany  
204 the check list to be used at such election in such district. The registrars  
205 shall insert the letters "pf" in the margin of such list of presidential  
206 voters preceding the name of each applicant, [who is a former  
207 resident.]

208     Sec. 12. Section 9-158k of the general statutes is repealed and the  
209 following is substituted in lieu thereof (*Effective January 1, 2003, and*  
210 *applicable to elections held after the State Elections Enforcement Commission*  
211 *makes the certification required under section 5 of this act):*

212     The municipal clerk shall file each duplicate application or other  
213 official information received by [him] such clerk from another state, [or  
214 from another town in this state,] indicating that a person who formerly  
215 resided [or presently resides] in such town has made application to  
216 vote at a presidential election in such other state, [or town,] and shall  
217 maintain an alphabetical index of such information for a period of one  
218 hundred eighty days after the election. The clerk shall compare each  
219 such application or statement of information with applications made  
220 under the provisions of sections 9-158a to 9-158m, inclusive, as  
221 amended by this act, and, after the election, with the names checked  
222 off as having voted on the check list for the election, to ascertain that  
223 any such person has not voted more than once. Whenever the record  
224 indicates that any person has applied for a presidential ballot and



225 indicated in [his] such person's application that [he] such person is  
226 applying as a former resident, and there is record evidence that such  
227 person has applied in another state [or town] as a new resident, the  
228 applicant's ballot shall not be cast in [his] such person's former town of  
229 residence."